



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): **Fisher (et al.)**  
Serial No.: **10/634,421**  
Filed: **August 5, 2003**

Attorney Docket: **0003-033P1**  
Examiner: **Hopkins, Robert A.**  
Group Art Unit: **1724**

Title: **Wine Must And Pomace Pump**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Customer No.: **40972**

**STATEMENT UNDER 37 CFR 1.97(e)**

**Sir:**

The undersigned hereby certifies that either;

- (X) Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, not more than three months prior to the filing of the statement, or
- ( ) No item of information contained in the Information Disclosure Statement
- was cited in a communication from a foreign patent office in a counterpart foreign application, and
  - to the knowledge of the undersigned, after making reasonable inquiry, was known to an individual designated in 37 CFR 1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450.

Date of Deposit: 11/29/05

Typed Name: Larry E. Henneman, Jr.

Signature: Larry E. Henneman, Jr.

Respectfully Submitted,

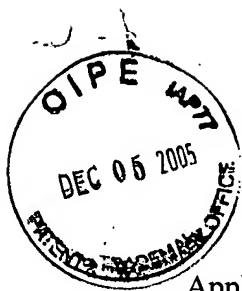
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Reg. No.: 41063

Date: 11/29/05

Telephone No.: 269-279-8820



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MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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**INFORMATION DISCLOSURE STATEMENT**

Pursuant to 37 C.F.R. §1.56, §1.97, and §1.98, Applicants bring the following documents to the Examiner's attention in the above-referenced application:

1. U.S. Patent No. 997,864, issued July 11, 1911 to H. A. Simpson;
2. U.S. Patent No. 6,352,413, issued March 5, 2002 to S. A. Popov; and
3. PCT Application No. WO94/24031, dated October 27, 1994 by Technivac Ltd.

A PTO form 1449 listing these documents is enclosed.

The relevance of the attached references is that they were cited as relevant in an international search report in a related case.

Citation of the above documents shall not be construed as:

1. an admission that the documents are necessarily prior art with respect to the instant invention;
2. a representation that a search has been made, other than as described above; or
3. an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

12/05/2005 ZJU HAR1 00000053 10634421

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This information disclosure statement is filed after the mailing date of a final office action or notice of allowance. Therefore, a Statement Under 37 CFR §1.97(e) and the fee set forth in 37 CFR §1.17(p) are enclosed.

Respectfully Submitted,

Date: 11/29/05

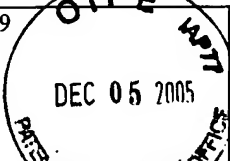
Larry E. Henneman, Jr.  
Larry E. Henneman, Jr., Reg. No. 41,063  
Henneman & Saunders  
714 West Michigan Avenue  
Three Rivers, MI 49093

**CERTIFICATE OF MAILING (37 CFR 1.8(A))**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450

Date: 11/29/05

Larry E. Henneman, Jr.  
Larry E. Henneman, Jr.

|                          |  |                             |                       |
|--------------------------|--|-----------------------------|-----------------------|
| FORM PTO-1449            |  | ATTY. DOCKET NO. 0003-033P1 | SERIAL NO. 10/634,421 |
| APPLICANT Fisher (et al) |  | FILING DATE August 5, 2003  |                       |
| GROUP 1724               |  |                             |                       |

## REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

| EXAMINER<br>INITIAL |    | DOCUMENT<br>NUMBER | DATE          | NAME          | CLASS | SUB<br>CLASS |
|---------------------|----|--------------------|---------------|---------------|-------|--------------|
|                     | AA | 997,864            | July 11, 1911 | H. A. Simpson | 261   | 123          |
|                     | AB | 6,352,413          | March 5, 2002 | S. A. Popov   | 417   | 77           |
|                     |    |                    |               |               |       |              |
|                     |    |                    |               |               |       |              |
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|                     |    |                    |               |               |       |              |

## FOREIGN PATENT DOCUMENTS

|  |    | DOCUMENT<br>NUMBER | DATE             | NAME           | CLASS | SUB<br>CLASS | TRANSLATION |    |
|--|----|--------------------|------------------|----------------|-------|--------------|-------------|----|
|  |    |                    |                  |                |       |              | YES         | NO |
|  | BA | WO94/24031         | October 27, 1994 | Technivac Ltd. | B65G  | 53/24        |             | X  |
|  |    |                    |                  |                |       |              |             |    |
|  |    |                    |                  |                |       |              |             |    |
|  |    |                    |                  |                |       |              |             |    |
|  |    |                    |                  |                |       |              |             |    |

## OTHER REFERENCES (including Author, Title, Date, Pertinent Pages, etc.)

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| EXAMINER | DATE CONSIDERED |  |